


<b>Application Number</b> 	<b>Application/Control No.</b> 10/708,834	<b>Applicant(s)/Patent under Reexamination</b> BEENAU ET AL.	
<b>Document Code - DISQ</b>		<b>Internal Document – DO NOT MAIL</b>	

<b>TERMINAL DISCLAIMER</b>	<input checked="" type="checkbox"/> <b>APPROVED</b>	<input type="checkbox"/> <b>DISAPPROVED</b>
Date Filed : April 20, 2006	This patent is subject to a Terminal Disclaimer	

<b>Approved/Disapproved by:</b>
Henry D. Jefferson

## CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. § 1.8

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-0300 and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

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APR 20 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Applicant:	David S. Bonalle	Docket No.	60655.9700
Serial No.:	10/708,834	Filing Date:	March 26, 2004
Group Art Unit:	3621	Examiner:	Nam V. Nguyen
Title:	METHOD AND SYSTEM FOR KEYSTROKE SCAN RECOGNITION BIOMETRICS ON A FOB	Confirmation No.:	

**TERMINAL DISCLAIMER TO OBTAIN  
A PROVISIONAL DOUBLE PATENTING REJECTION  
OVER CO-PENDING APPLICATION**

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner.

The owner, American Express Travel Related Services Company, Inc., of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on the pending reference Application Number 10/708,836 which was filed on March 26, 2004, as such term is defined in 35 U.S.C. §§ 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the

AmExp. 200601420  
15/1723.1

PAGE 4/20 \* RCVD AT 4/20/2006 7:38:21 PM [Eastern Daylight Time] \* SVR:USPTO-EFAX-3/10 \* DNIS:2738300 \* CSID:602 382 6070 \* DURATION (mm:ss):08-02

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Serial No. 10708,834  
Attorney Docket No. 80055.9700

reference, application is commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application." In the event that any such patent granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney of record, Reg. No. 54,073.

AmExp. 20060112U  
1A23723.1

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Serial No. 1n/708.834  
Attorney Docket No. 60655.9700

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-2814.

Respectfully submitted,

Dated: April 10, 2006

By: Kirk Dorius  
Kirk Dorius  
Reg. No. 54,073

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P10/58/17 (01-00)  
Approved for use through 01/31/2006. OMB 0561-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Patent pursuant to the Consolidated Appropriations Act, 2005 (P.L.R. 4918).

## FEE TRANSMITTAL For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT (\$)** 480.00

**Complete if Known**

Application Number 10708,834  
Filing Date March 26, 2004  
First Named Inventor David S. Bonate  
Examiner Name Nam V. Nguyen  
Art Unit 3621  
Attorney Docket No. 80655.9/00

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APR 20 2006**

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number 10 2814 Deposit Account Name Snell & Wilmer LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) ☒ Credit any overpayments

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**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 1 (including Reissues)

Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
40	20	7
50	25	50
200	100	350.00
360	180	

**Multiple Dependent Claims**

Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
40	20	7
50	25	50
200	100	350.00
360	180	

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(7) and 37 CFR 1.16(e).

Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
250	125	
500	250	
750	375	
1000	500	
1250	625	
1500	750	
1750	875	
2000	1000	
2250	1125	
2500	1250	
2750	1375	
3000	1500	
3250	1625	
3500	1750	
3750	1875	
4000	2000	
4250	2125	
4500	2250	
4750	2375	
5000	2500	
5250	2625	
5500	2750	
5750	2875	
6000	3000	
6250	3125	
6500	3250	
6750	3375	
7000	3500	
7250	3625	
7500	3750	
7750	3875	
8000	4000	
8250	4125	
8500	4250	
8750	4375	
9000	4500	
9250	4625	
9500	4750	
9750	4875	
10000	5000	
10250	5125	
10500	5250	
10750	5375	
11000	5500	
11250	5625	
11500	5750	
11750	5875	
12000	6000	
12250	6125	
12500	6250	
12750	6375	
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20000	10000	
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38750	19375	
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49500	24750	
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52000	26000	
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52750	26375	
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70250	35125	
70500	35250	
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71500	35750	
71750	35875	
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72250	36125	
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72750	36375	
73000	36500	
73250	36625	
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73750	36875	
74000	37000	
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75500	37750	
75750	37875	
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76750	38375	
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77500	38750	
77750	38875	